MONDAY, OCTOBER 3, 2011 9:00 A.M.

NO. 1

#25922

WILLIAM ADRIAN; JESSE BAYSINGER; DAVID CUNY; SCOTT CUNY; SCOTT EDOFF; DUAINE FETTER; WAYNE FORTUNE; JERALD HEINRICHS, RICK HORTON; WAYNE HUETHER; WILLIAM HUETHER; DONALD JOBGEN; DUANE JOBGEN; MARVIN JOBGEN; CHARLES KRUSE; DANIEL KRUSE; KEVIN KRUSE; PHILIP KRUSE; KUDRNA RANCH; BERTT MAY; LARRY MAY; LYLE O'ROURKE; DARRELL PETERSON; RASMUSSEN-LEHMAN LLC; RICHARD RAUSCH; JOHN SIDES; TUBBS LAND AND CATTLE LLC; RAYMOND AND BERTHA WARNER; JIM WHITCHER; MONTE WHITCHER; WALT WHITCHER; RALPH WHITE; WAYNE WHITE; GARY WILLIAMS; DENNIS ZELFER; ALVIN ZIETLOW,

Plaintiffs and Appellants,

vs.

JEFF VONK, SECRETARY OF SOUTH DAKOTA DEPARTMENT OF GAME, FISH AND PARKS; and THE SOUTH DAKOTA DEPARTMENT OF GAME, FISH AND PARKS; and BILL EVEN, SECRETARY OF SOUTH DAKOTA DEPARTMENT OF AGRICULTURE; and THE SOUTH DAKOTA DEPARTMENT OF AGRICULTURE,

Defendants and Appellees.

Mr. James P. Hurley Bangs, McCullen, Butler, Foye & Simmons Attorneys at Law 333 West Boulevard Ste. 400 PO Box 2670 Rapid City SD 57709-2670 Ph: 343-1040

(FOR APPELLANT)

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The Honorable Janine Kern Seventh Judicial Circuit Pennington County (FOR APPELLEE)

(CIV 05-153)